



Frisco Police Department
City of Frisco, Texas

Memorandum

To: Honorable Mayor Maso and Members of the Frisco City Council

Cc: Ron Patterson, Assistant City Manager

From: John Bruce, Assistant Chief of Police

Date: 02/04/2010

Agenda Caption: Consider and Act upon adoption of an Ordinance amending Sections 54-172 and 54-175 of Article VI (Residency Restrictions for Child Predator Offender(s)) of Chapter 54 of the City of Frisco, Texas Code of Ordinances revising the definition of "Premises where children commonly gather," amends one of the listed affirmative defenses, and adds an exception to the list of affirmative defenses.

Action Requested: Adoption of the ordinance.

Background Information: Article VI was initially adopted on March 4, 2008. Staff has since discovered that the definition "Premises where children commonly gather" did not include community parks owned and operated by Home Owner Associations (HOAs). It also was not clear if undeveloped land owned by an entity that planned to develop a "premise where children" was covered by this definition or not. Additionally, once the City or School District purchases land for the intended construction of a school or a park, under the existing ordinance it would not be covered. However, under the recommended changes, it would be covered and therefore, a child predator would not be able to reside within 1,000 feet of that property.

Board Review/Citizen Input: None.

Alternatives: Not adopt the Ordinance.

Financial Considerations: None.

Legal Review: Yes. Staff worked with Legal for development of the recommended changes.

Supporting Documents: Ordinance attached.

Staff Recommendation: Staff recommends adopting this ordinance.